

2nd AMENDED NO. 57940
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF
NEVADA

Date of filing in State Engineer's Office AUG 06 1992
Returned to applicant for correction AUG 20 1992
Corrected application filed DEC 08 1992
Map filed DEC 10 1992

The applicant **David A. Carter**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Egan Creek**
2. The amount of water applied for is **1.5 cfs** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Fish Farming**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream **in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, T.23 N., R.63 E., M.D.B. & M., whence the West $\frac{1}{4}$ Corner of said Section 18 bears N.65° 09' 14" W., 2,785.64 feet distant.**
5. The water is to be diverted from its source at the following point **in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T.23 N., R.62 E., M.D.B. & M., whence the East $\frac{1}{4}$ Corner of said Section 13 bears N.86° 38' 26" E., 827.33 feet distant.**
6. Place of Use **the N $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, T. 23 N., R.63 E., M.D.B. & M.**
7. Use will begin about **January, 1** and end about **December, 31** of each year.
8. Description of proposed works **Diversions will use existing ditches to rearing ponds.**
9. Estimated cost of works **\$10,000.00**
10. Estimated time required to construct works **one year**
11. Estimated time required to complete the application of water to beneficial use **three years**
12. Remarks: **Estimated 10,000 trout annually**

By **s/David A. Carter**
David A. Carter Applicant
HCR 33 Box 33660
Ely, Nevada 89301-9419

Compared ag/cmf ag/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 1.5 c.f.s. herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The duty associated with this permit is the estimated evaporation losses from three (3) fishponds.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.5 cubic feet per second, but not to exceed 8.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 28, 2005

Proof of completion of work shall be filed on or before:

February 28, 2005

Water must be placed to beneficial use on or before:

January 28, 2007

Proof of the application of water to beneficial use shall be filed on or before:

February 28, 2007

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 28th day of January, A.D. 2004


State Engineer

Completion of work filed APR 25 2005

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____